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**From:** Laura Shira [shil@yakamafish-nsn.gov]  
**Sent:** 5/20/2020 9:18:23 PM  
**To:** Marcy, Ken [Marcy.Ken@epa.gov]  
**Subject:** RE: Delegation of NPL state concurrence to Ecology for Bradford Island?

Oh great! I'm glad Jim responded and got their attorney involved. -L

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**From:** Marcy, Ken [mailto:Marcy.Ken@epa.gov]  
**Sent:** Wednesday, May 20, 2020 2:03 PM  
**To:** [Marian.Abbett@ecy.wa.gov](mailto:Marian.Abbett@ecy.wa.gov)  
**Cc:** [shil@yakamafish-nsn.gov](mailto:shil@yakamafish-nsn.gov)  
**Subject:** FW: Delegation of NPL state concurrence to Ecology for Bradford Island?

Hi Marian – Laura, forwarded you contact information. Earlier today I reached out to Jim Pendowski – you can see the email chain below. If you know anything more about delegation to Ecology for NPL listing concurrence, that would be great. Thanks!

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[MARCY.KEN@EPA.GOV](mailto:MARCY.KEN@EPA.GOV)

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**From:** Marcy, Ken  
**Sent:** Wednesday, May 20, 2020 2:00 PM  
**To:** 'Pendowski, Jim (ECY)' <[jpen461@ECY.WA.GOV](mailto:jpen461@ECY.WA.GOV)>  
**Cc:** [rlaw461@ecy.wa.gov](mailto:rlaw461@ecy.wa.gov); Level, John A (ATG) <[john.level@atg.wa.gov](mailto:john.level@atg.wa.gov)>  
**Subject:** RE: Delegation of NPL state concurrence to Ecology for Bradford Island?

Thank you Jim! I'll stay tuned. Ken

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**From:** Pendowski, Jim (ECY) <[jpen461@ECY.WA.GOV](mailto:jpen461@ECY.WA.GOV)>  
**Sent:** Wednesday, May 20, 2020 1:44 PM  
**To:** Marcy, Ken <[Marcy.Ken@epa.gov](mailto:Marcy.Ken@epa.gov)>  
**Cc:** [rlaw461@ecy.wa.gov](mailto:rlaw461@ecy.wa.gov); Level, John A (ATG) <[john.level@atg.wa.gov](mailto:john.level@atg.wa.gov)>  
**Subject:** RE: Delegation of NPL state concurrence to Ecology for Bradford Island?

Ken: I don't have any practical way to answer your question. I can ask John Level, the AG assigned to this site, if our Governor's Delegation letter is current.

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**From:** Marcy, Ken [mailto:Marcy.Ken@epa.gov]  
**Sent:** Wednesday, May 20, 2020 1:16 PM

**To:** Pendowski, Jim (ECY) <[jpen461@ECY.WA.GOV](mailto:jpen461@ECY.WA.GOV)>

**Subject:** FW: Delegation of NPL state concurrence to Ecology for Bradford Island?

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Hi Jim,

I couldn't get a hold of Rebecca on this question. The listing rule is scheduled now to go out in early September. The Administrator is being briefed on June 2, which will hopefully give the green light to proceed with Bradford Island. If that's the case, we need to confirm state (Washington and Oregon) concurrence with the listing. Currently we have the letter from both directors of both Ecology and DEQ requesting that the site be placed on the NPL (Oct 2019), but I need to confirm that the governors have delegated authority for concurrence to the agencies. **Can you find out for me if this delegation exists and is in force?** If it is, then we can use the existing letter as long as we have confirmation that the governors' offices have been informed.

Thanks, Ken

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**From:** Marcy, Ken  
**Sent:** Tuesday, May 19, 2020 4:07 PM  
**To:** [r1aw461@ecy.wa.gov](mailto:r1aw461@ecy.wa.gov)  
**Subject:** FW: Delegation of NPL state concurrence to Ecology/DEQ?

Hi Rebecca,

Did you get a chance to check into this? If there's someone else I need to speak with let me know. Thanks! Ken

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**From:** Marcy, Ken  
**Sent:** Tuesday, May 12, 2020 11:04 AM  
**To:** [r1aw461@ecy.wa.gov](mailto:r1aw461@ecy.wa.gov); SCHWARZ Bob <[Bob.SCHWARZ@state.or.us](mailto:Bob.SCHWARZ@state.or.us)>  
**Subject:** Delegation of NPL state concurrence to Ecology/DEQ?

Hi Rebecca, Bob,

Just a quick update on the Bradford Island NPL listing. The listing rule is scheduled now to go out in early September. The Administrator is being briefed on June 2, which will hopefully give the green light to proceed with Bradford Island. If that's the case, we need to confirm state (Washington and Oregon) concurrence with the listing. Currently we have the letter from both directors of both Ecology and DEQ requesting that the site be placed on

the NPL (Oct 2019), but I need to confirm that the governors have delegated authority for concurrence to the agencies. **Can you find out for me if this delegation exists and is in force?** If it is, then we can use the existing letter as long as we have confirmation that the governors' offices have been informed.

Thanks in advance for your help! Ken

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